



भारत का राजपत्र The Gazette of India

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 1]

नई दिल्ली, शनिवार, जनवरी 11, 2003/पौष 21, 1924

No. 1]

NEW DELHI, SATURDAY, JANUARY 11, 2003/PAUSA 21, 1924

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके
Separate Paging is given to this Part in order that it may be filed as a separate compilation

भाग II—खण्ड 3—उप-खण्ड (iii)

PART II—Section 3—Sub-section (iii)

केन्द्रीय अधिकारियों (संघ राज्य क्षेत्र प्रशासनों को छोड़कर) द्वारा जारी किये गये आदेश और अधिसूचनाएं
Orders and Notifications issued by Central Authorities (other than the Administrations of Union Territories)

भारत निर्वाचन आयोग

नई दिल्ली, 30 दिसम्बर, 2002

आ.अ. 1.—लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 के अनुसरण में, निर्वाचन आयोग, 1999 की निर्वाचन अर्जी संख्या 5 में, चण्डीगढ़ स्थित पंजाब और हरियाणा उच्च न्यायालय के तारीख 11 नवंबर, 2002 के निर्णय को एतद्वारा प्रकाशित करता है।

(निर्णय इस अधिसूचना के अंग्रेजी भाग में छपा है।)

[सं. 82/हरि-लो.स./5/99]

आदेश से,

चनश्याम खोहर, सचिव

ELECTION COMMISSION OF INDIA

New Delhi, the 30th December, 2002

O.N.1.—In pursuance of Section 106 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission of India hereby publishes the judgement, dated 11th November, 2002 of the High Court of Punjab and Haryana at Chandigarh in Election Petition No. 5 of 1999.

3890 GI/2002

IN THE HIGH COURT OF PUNJAB AND
HARYANA AT CHANDIGARH
CIVIL ORIGINAL SIDE

CIVIL MISC. Nos. 17-E and 24 of 2001 in Election
Petition No. 5 of 1999 (O&M)

Randhir Singh,
Village & P.O. Serhada,
Tehsil and Distt. Kaithal
(Haryana).

....Petitioner

Versus

Prof. Kailasho Devi,
(M.P.) (Indian National Lokdal Party)
Village & P.O. Pahladpur, Tehsil Thanesar,
District Kurukshetra
(Elected Candidate from -2 Kurukshetra Lok Sabha
Constituency.)

....Respondent

Election petition under the Representation of People Act, 1951 and under Section 100 of the said Act of 1951 Sub. Clauses (c) and (d) (iv) praying that :

(a) Election of Respondent No. 1 be declared

bad and illegal and void *ab-initio*;

- (b) voting right of Respondent No. 1 be stayed/suspended till the final hearing of the petition;
- (c) letter of the Election Commission. 76-H.N.L.A/96(1) Annexure P-1 and letter dated 19-8-99 of Returning Officer Annexure P-2 be quashed;
- (d) operation of the Annexure P-1 disqualifying the petitioner from contesting Election of Assembly/ Lok Sabha be stayed;
- (e) may pass any order direction which may be deemed fit under the circumstances of the petition.
- (f) costs of the petition be awarded to the petitioner against respondent No. 1.

CIVIL MISC. No. 17/E of 2001

Application under Order 14 Rule 2 read with Section 151 CPC praying that the issues No. 1, 2 and 3 mentioned in the petition may be treated and decided as preliminary Issues before the parties are required to lead their evidence.

CIVIL MISC. No. 24-E of 2001

Application under Section 151 CPC praying that the Additional Advocate General may be restrained from appearing in the matter or may pass any order as may be deemed fit under the circumstances of this matter.

Dated the 11th November, 2002

PRESENT

THE HON'BLE MR. JUSTICE N.K. SUD

For the Petitioner : None

For the Respondent : Mr. Sukhbir Singh, Advocate
and Mr. Pritam Saini, Advocate

ORDER

Today again no one is present on behalf of petitioner. The Civil Misc. Applications as well as the election petition are dismissed for non-prosecution.

Sd/-

N.K. SUD, JUDGE

11-11-2002

[No. 82/HN-HP/5/99]

By Order,

GHANSHYAM KHOHAR, Secy.